

## REMARKS

The objection in paragraph 4 of the office action has been overcome by the proposed drawing change.

The objection to substrate 20 is not understood. The substrate 20 is shown in the figures. It seems that the objection is to the substrate 20 being between plates 12. It is not seen why that is objectionable. The substrate 20 may be between plates 12 and secured through 28 to the back plate 22. Thus, it is not believed that there is any error in the drawing.

The objection to paragraph 6 to the reference number 12 as designating both front plate and modules is not understood. The reference number 12 refers to the front plate which is on top in Figure 1 and on top and shown in the top view of Figure 3. Thus, the same element is identified with the same reference character in each case.

The objection set forth in paragraph 7 appears to be incomplete and is not understood.

With respect to the objection under Section 112 contained in paragraphs 9 and 10, the objection is believed to have been overcome by amending claims 11 and 1.

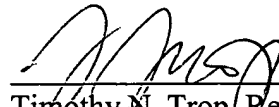
Claim 1 was rejected under Section 103 based on the Sakaguchi reference taken by itself. Sakaguchi does not teach the idea of sealing the region between a front and a back plate and the region between adjacent modules with the same material. Sakaguchi simply shows what the Examiner apparently considers to be a module with no sealing around it. Thus, the reference plainly teaches away. To suggest that teaching the absence of the feature somehow teaches the feature seems to run against the patent law and defies logic.

In general, a single reference 103 rejection is highly questionable since it is hard to see how the reference can fail to teach the element and teach it at the same time. The conclusory assertions in paragraphs 14 and 15 simply fail to meet the required level of showing under modern case law. There are no negative rules of patentability and there is no requirement of any testing or analytical data. It is incumbent upon the Examiner to show a rationale to modify from within the reference. Failing such a showing, a *prima facie* rejection, necessitating a response from the Applicant is not made out. Even if one were to suggest that it would be obvious that Sakaguchi could use a bunch of modules, that suggestion still is not commensurate with the claims since the claims require both modules and the filler material between the modules and within the modules.

In view of these remarks, reconsideration is respectfully requested.

Respectfully submitted,

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